

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

Francisco Berlanga, et al.,

Plaintiffs,

v.

Polaris Industries, Inc., et al.,

Defendants.

Case No. 2:21-cv-00949-KJM-DMC

ORDER

Plaintiffs and defendants jointly filed a renewed request to redact, in part, two documents related to plaintiffs' motion for class certification. Notice of Mot., ECF No. 83; Joint Request at 5.<sup>1</sup> The court has previously discussed the applicable legal standard and incorporates it by reference in this order. *See* Prior Order (Apr. 28, 2023) at 1–2, ECF No. 77.

The court finds the parties' request now satisfies the "compelling reason" standard necessary for redaction and sealing, *Kamakana v. City of Honolulu*, 447 F.3d 1172, 1179 (9th Cir. 2006), because the information to be redacted contains "product development plans" and other confidential information, which could be used by "competitors seeking to replicate [products] and circumvent the time and resources necessary in developing their own practices and strategies," *Algarin v. Maybelline, LLC*, No. 12-3000, 2014 WL 690410, at \*3 (S.D. Cal. Feb. 21, 2014).

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<sup>1</sup> The joint request to seal and corresponding materials are not publicly available on the court's docket, but the parties have sent the documents to the court for review pursuant to Local Rule 141(b).

1 Thus, the court **grants the joint request**. Plaintiffs are directed to file the redacted documents on  
2 the public docket at the time they file the motion for class certification.

3 This order resolves ECF No. 83.

4 IT IS SO ORDERED.

5 DATED: May 18, 2023.

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CHIEF UNITED STATES DISTRICT JUDGE